THE HON'BLE MR.JUSTICE BILAL NAZKI

AND

THE HON'BLE MR.JUSTICE G.CHANDRAIAH

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W.P.NO.6268 OF 2006

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O R D E R (Per Hon'ble Mr.Justice Bilal Nazki)

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Heard learned counsel for the parties. With their consent, the writ petition is being disposed of at this stage.

2. The controversy is that pending an appeal, application for stay was dismissed by the competent authority.

3. We have gone through the record. We feel that the interest of justice would have been met if stay was granted pending appeal, subject to deposit of twenty five percent of the liability, as the outstanding amount is only by way of interest. Therefore, we set aside the order of the authority and direct that twenty five percent of the liability shall be paid by the petitioner within a period of four weeks from today. The amount already paid, if any, shall be given credit to. Garnishee notices and distraint notice are also stayed for a period of four weeks. If the amount is deposited in terms of this order, stay will continue till the disposal of the appeal.

4. Writ petition is disposed of accordingly. No costs.

BILAL NAZKI, J

G. CHANDRAIAH, J

AVS

DATE: 28.03.2006

Note:

Wire at party’s cost.